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3 **UNITED STATES DISTRICT COURT**  
4 **DISTRICT OF NEVADA**  
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6 UNITED STATES OF AMERICA,  
7 Plaintiff,  
8 v.  
9 JONATHAN MOSZ,  
10 Defendant.

Case No. 2:22-cr-00103-ART-NJK

**Order**  
(Docket No. 23)

11 Pending before the Court is Defendant's motion to file under seal, Docket No. 23, which  
12 was submitted in conjunction with Defendant's motion to compel transport, Docket No. 24.  
13 Defendant submits that his motion is supported by documents protected by HIPAA which contain  
14 personal identifying information. Docket No. 23 at 2. Defendant fails to address, however,  
15 whether the motion and exhibits that are not HIPAA protected can be redacted. *See Kamakana v.*  
16 *City & Cty of Honolulu*, 447 F.3d 1172, 1180 (9th Cir. 2006). Further, Defendant fails to indicate  
17 whether any of this information has already been made public in his civil case. Therefore, the  
18 motion to seal is **DENIED** without prejudice. Docket No. 23. Defendant must file a renewed  
19 motion to seal no later than September 22, 2022. The Clerk's Office is **INSTRUCTED** to retain  
20 the motion at Docket No. 24 under seal pending the Court's resolution of the renewed motion to  
21 seal.

22 IT IS SO ORDERED.

23 Dated: September 16, 2022.

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NANCY J. KOPPE  
26 UNITED STATES MAGISTRATE JUDGE  
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